

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

Case No. CR10-299-JCC

V.

GARRETT L. RISER,

Defendant.

## **PROPOSED FINDINGS OF FACT AND DETERMINATION AS TO ALLEGED VIOLATIONS OF SUPERVISED RELEASE**

## INTRODUCTION

I conducted a hearing on alleged violations of supervised release in this case on January 31, 2013. The defendant appeared pursuant to summons issued in this case. The United States was represented by Bruce Miyake, and defendant was represented by Peter Avenia. Also present was U.S. Probation Officer Jennifer Van Flandern. The proceedings were digitally recorded.

## SENTENCE AND PRIOR ACTION

Defendant was sentenced on November 18, 2011, by the Honorable John C. Coughenour for Pharmacy Robbery. He received 70 months of detention and 3 years of supervised release.

## **PRESENTLY ALLEGED VIOLATIONS**

In a petition dated January 5, 2012, U.S. Probation Officer Jennifer Van Flandern alleged that defendant violated the following conditions of supervised release:

1       1. Being terminated from the residential inpatient treatment at SEADRUNAR on  
2 January 5, 2013, in violation of the special condition requiring him to reside and participate for  
3 one year at SEADRUNAR.

## **FINDINGS FOLLOWING EVIDENTIARY HEARING**

5 Defendant admitted the above violations, waived any hearing as to whether they occurred,  
6 and was informed the matter would be set for a disposition hearing on February 15, 2013, at 9:00  
7 a.m. before District Judge John C. Coughenour.

## **RECOMMENDED FINDINGS AND CONCLUSIONS**

9       Based upon the foregoing, I recommend the court find that defendant has violated the  
10      conditions of his supervised release as alleged above, and conduct a disposition hearing.

DATED this 31st of January, 2013.

  
BRIAN A. TSUCHIDA  
United States Magistrate Judge